IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2480 OF 2005

Gulabdhar J. Pandey & Ors. ....Petitioners
Versus
Kandivali Education Society & Ors. ....Respondents

Ms.Sushmita Debbuman i/b Mr.Mihir Desai for the Petitioners.

Mr.M. P. Vashi for Respondent Nos.1 and 2.

Mr.P. G. Sawant, Assistant Government Pleader for Respondent Nos.3 and 4.

CORAM : DALVEER BHANDARI, C.J. &
S.J. VAZIFDAR, J.
DATE : 4TH OCTOBER, 2005.

P.C. :

This Petition has been filed by the employees of Respondent No.2 – The Principal, Kandivli Education Society, in which a prayer has been made that Deputy Director of Education and the State of Maharashtra be directed to take action against Kandivli Education Society and Principal, Kandivli Education Society.

2. Pursuant to the show cause notice issued by this Court, reply has been filed by the Respondents. The reply has also been

filed on behalf of Respondent No.3 by the Assistant Director of Education in the office of Deputy Director of Education, Greater Mumbai. In the order of the Deputy Director of Education dated 5th May, 2005, there is no proper consideration of the allegations which have been levelled by the Petitioners and there is no finding whatsoever on the allegations, which have been levelled particularly in paragraph 4 of the Petition and in the re-joinder.

3. In this view of the matter, we direct the Deputy Director of Education to afford hearing to the Petitioners and Respondent Nos.1 and 2 and give specific finding on the allegations levelled in paragraph 4 (a), (b), (c), (d), (e) and (f) of the Petition.

4. We direct the Deputy Director of Education to afford hearing to the Petitioners and decide the matter as expeditiously as possible, and, in any event within a period of eight weeks from today. To avoid any further delay in the matter, we direct the Petitioners and Respondent Nos.1 and 2 to appear before the Deputy Director of Education on 10th October, 2005 at 11.00 a.m in his office.

5. No further directions are necessary in this Writ Petition. The Petition is accordingly disposed of.

CHIEF JUSTICE

S.J. VAZIFDAR, J.